IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

WEDNESDAY, THE 14TH FEBRUARY 2007 / 25TH MAGHA 1928

WP(C).No. 11507 of 2006(T)

PETITIONER:

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1. JOMON THOMAS, AGED 25 YEARS,
   S/O.N.O.THOMAS,
   RESIDING AT NELLAN KUZHIYIL,
   MOOLAMATTOM EAST.P.O,
   IDUKKI DISTRICT.

2. SHANAVAS.P.S, AGED 20 YEARS,
   S/O.SHARAFUDHEEN,
   RESIDING AT PAPADIYIL,
   KAYAMKULAM.

3. FIROZSHA, AGED 20 YEARS,
   S/O.SHAHUL HAMEED,
   RESIDING AT SHAZ MAHAL,
   KUNDANRA.P.O, KOLLAM.

4. HILU.V.KURIAKOSE, AGED 20 YEARS,
   S/O.V.T.KURIAKOSE,
   VANCHINTHANATHU HOUSE,
   KATAPPANA.P.O,
   IDUKKI DISTRICT.

BY ADV. SRI.V.S.CHANDRASEKHARAN

RESPONDENTS:

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1. PRO-VICE CHANCELLOR,
   KANNUR UNIVERSITY,
   KANNUR.P.O.

2. THE REGISTRAR,
   CONTROLLER OF EXAMINATION,
   KANNUR UNIVERSITY.

3. THE PRINCIPAL,
   CENTURY COLLEGE OF NURSING,
   POINACHI THEKKIL.P.O,
   KASARAGODE DISTRICT.

R1&2 BY ADV. SRI. K.JAJU BABU, SC, KANNUR UNIVERSITY

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 14/02/2007, THE COURT ON 14/02/2007 DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

P1: TRUE COPY OF RELEVANT PORTION OF CLAUSE 8 AND 9 OF THE REGULATIONS OF THE BSC. NURSING DEGREE COURSE OF KANNUR UNIVERSITY.

P2: TRUE COPY OF CIRCULAR DT.10.4.2006 ISSUED BY THE REGISTRAR OF THE UNIVERSITY OF CALICUT.

P3: TRUE COPY OF THE REQUEST DT.7.4.2006 SUBMITTED BY THE PETTIONERS TO THE PROSECUTION-VICE CHANCELLOR.

P4: TRUE COPY OF THE NOTIFICATION IN MALAYALAM DAILY DESHABHIMANI DT.13.4.2006.

P5: TRUE COPY OF INTERIM ORDER DT.2.5.06 PASSED BY THIS HON'BLE COURT IN WPC NO.11507/06.

P6: TRUE COPY OF THE JUDGMENT IN WPC NO.12316/2006 DT.30.8.2006.

TRUE COPY

P.S. TO JUDGE

C.N.RAMACHANDRAN NAIR, J.

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W.P.(C) No.11507 of 2006

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Dated this the 14th day of February, 2007.

JUDGMENT

The petitioners are not allowed to write the second year B.Sc. Nursing Examination since they have not passed the first year examination, which is a requirement under the Examination Regulation of the University. However, it is now reported that petitioners have written the first year examination in the failed subjects and have passed the same. If petitioners have passed the first year examinations as of now, I direct the second respondent to publish the results of the second year examination written by them under interim orders of this court.

The W.P. is disposed of as above.

C.N.RAMACHANDRAN NAIR
Judge

pms